

DEPARTMENT OF TRANSPORTATION - District 4 Toll Bridge Program

345 Burma Rd.
Oakland, CA 94607
(510) 286-0352, (510) 622-5165 fax



MCM CONSTRUCTION, INC.
6413 32ND STREET
NORTH HIGHLANDS, CA 95660

December 21, 2009

Contract No. 04-0120L4
04-Ala-80-1.6/2.7
Oakland Touchdown
SFOBB-ESSSP

Attn: Mr. Greg Allen
Project Manager

Letter No. 05.03.01-001756

**Subject: NOPC #10, DRB Hearing
MCM-TRN-001283R00**

Dear Mr. Allen,

The Department is in receipt of MCM letter dated November 30, 2009 regarding NOPC #10. The Department does not agree to waive the provisions of the Dispute Review Board requirements as specified in Special Provisions section 5-1.12, "Dispute Review Board."

Your letter of November 30, 2009, and December 8, 2009, serves as notice to the DRB to request that they schedule a hearing on the matter of NOPC #10. A formal hearing can be scheduled with the Dispute Review Board as soon as possible after the quarterly meeting, which is to be held January 7, 2010. Please note that no DRB dispute meetings shall take place later than 30 days prior to acceptance of the contract.

Sincerely,

A handwritten signature in blue ink, appearing to read 'B. Ghafghazi', with a long horizontal flourish extending to the right.

Ben Ghafghazi
Resident Engineer

cc:

file: 05.03.01,21.00, 62.00